

"SPECIAL SALE" THIS WEEK LACE CURTAINS

NOTTINGHAM.

We have the largest line of above goods in the newest patterns, viz.: Copy of Brussels Net, and in all late styles, at lower prices than any house in the city.

AMBOUR CURTAINS.

We can save you from 15 to 25 per cent. on above goods.

REAL LACE (Brussels Net.)

In these goods we have some beautiful patterns, which we are selling very close. Come and inspect our line, as we have styles that are confined to us alone.

L. S. AYRES & CO

Contractors and Engineers

Are invited to inspect our large stock of Drafting Supplies, to which we have lately added a complete line of Steel and Linen Measuring Tapes. We are the sole agents for the superior Keuffel & Esser NIGROSINE Paper, which is invaluable to architects and draughtsmen generally.

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ART EMPORIUM, 92 East Washington St.

NEW BOOKS

FRANCE AND THE CONFEDERATE NAVY. By John Bigelow. \$1.50
NEW ROBINSON CRUSOE. By W. L. Alden. 1.00
MARAHUNA. A Romance. By Margaret Watson. 1.25

THE BOWEN-MERRILL CO

CLEANFAST,
ONYX,
AND
ELECTRIC
Fast-Black
HOSIERY.

Every pair warranted not to crack, at
WM. HÄRLE'S
4 W. Washington St.—Established 1862.

The New York Store

(Established 1853.)

CURTAIN POLES,
LACE CURTAINS,
RAMIES, CRETONNES,
FRINGES, Etc., Etc.

Wire screens for windows in all sizes.

PRICES ALWAYS IN PLAIN FIGURES.

PETTIS, BASSETT & CO.

TO ENTERTAIN YOUNG GERMANS.

A Reception for Their Benefit, Which the Ladies Are to Arrange at Y. M. C. A. Hall.

A large number of ladies of the various German churches responded to the invitation to be present at the first meeting of the committee to give to the German young men of the city at the Young Men's Christian Association rooms. Mrs. Hildebrand was called to the chair, and Mrs. Stier was chosen secretary. Prof. Edmund Hall being requested to state the object of the meeting, said every German young man is welcome to the building and the privileges of the association, but in order to make them feel perfectly at home, it has been thought advisable to undertake a social reception, which shall bring them together and make them acquainted with the privileges offered.

It was unanimously agreed to give an entertainment with refreshments free of charge to all the German young men of the city, on Wednesday evening, May 23. The following ladies compose the committee: Mrs. M. C. Hildebrand, Mrs. L. A. Stewart, Mrs. H. Schramm, Mrs. General Keuffel, Mrs. Mary Belmont, Mrs. Andrew Peterson, Mrs. K. Rafert, Miss Clara Brown, Mrs. T. D. Naville, Miss Fanny Stora, Miss Dora Jette, Mrs. Louisa Albright, Misses Bertha and Lida Holm, Miss Tillie Helm, Mrs. Rev. C. J. Peters and Mrs. Helm. The various sub-committees will meet with the general committee on Friday afternoon next, at 3 o'clock.

The class in vocal music will have a rehearsal in the hall, to-night, at 7:45. All members are requested to be present. Everybody is anticipating a treat next Tuesday evening at the hall of the Y. M. C. A., when Mr. James Whitcomb Riley will read, and for which occasion some of the best musical talent of the city has been secured for song and instrumental numbers. This entertainment is for the purpose of furnishing paintings for the rooms of the association. The paintings are to be purchased of Messrs. Steele and Urie. Reserved seats can be secured at the office of the association.

To Be Taken to Illinois. Alget L. Linderholm, who is wanted in Springfield, Ill., on a charge of grand larceny, was arrested here yesterday by detective Thornton. He is a tailor by trade, and was found at work in the Iron Block. He will be returned to Illinois to-day.

Small display in Wm. L. Elder's windows.

HIS MEMORY WAS DEFECTIVE

Sullivan Does Not Try to Remember Events Like Tally-Sheet Forgeries.

Unpleasant Questions Which the Conspirators Had to Face—Convict Bernhamer Is Subdued, and Coy Poses as a Martyr.

There were a large number of people in attendance at the conspiracy trial in the federal court yesterday, both morning and afternoon, by far the largest of any day yet. The announcement that the trio, Sullivan, Coy and Bernhamer, would be on the stand at some time during the day served to attract a good many, the seats being crowded nearly all the time and a large number of persons standing up around in the rear part of the room. The spirited examination of Mr. Sullivan by the counsel for the prosecution was resumed as soon as the court was opened. Mr. Sullivan being on the stand for over two hours and the examination being of the most rigid and searching character. The witness outdied by far any of his predecessors in convenience of memory, for, whenever a difficult question was asked, in which an answer would in any way injure the defense, the reply was usually, "I cannot remember," or "I do not recollect," these phrases appearing in his testimony in a way that would even discount Perkins himself. To such an extent did he resort to this way of evading questions that the court and jury were evidently at loss to know whether Mr. Sullivan had any recollection at all that was worth anything. It was on par with his testimony before the legislative committee some time ago.

Mr. Sullivan said: "I was present when the board organized, when the first controversy arose—about Mr. Coy's election as clerk, I think; also when the table arose in First ward. I think that the rule to count for tally-sheets was not adopted until after the first controversy. I do not remember its having been made before. When it was adopted, it gave me the five votes back that had been taken from me by counting from poll-books."

"Did you ever testify to there having been a change back in this way in any trials before?" said Judge Claypool.

"I do not remember," witness replied.

"Do you remember that the district attorney, in his opening argument at the last trial, referred distinctly to this change having been made, calling attention to the scratching and corrections?"

"I do not remember having been present when Mr. Sellers spoke, and can't remember of ever hearing this point mentioned in argument by any counsel."

Sullivan so often answered, "I cannot remember," that Judge Claypool remarked sarcastically: "You have a good memory, haven't you, Mr. Sullivan?"

"Yes, on some things," was the response.

"I thought so—well, give us your best recollections on all these points, that's what we want."

Mr. Sullivan, continuing, said that he hired Mr. Spahn to represent him and spoke to him about it that morning. "I did not know," said he, "what the controversy was when the tally-sheets first came up. I learned of it from gentlemen standing there. I did not know that it gave Ayres sixteen more and Irwin sixteen less votes. I think there was an effort at the time to have the sealed bags sent for. I do not know, however, whether that was what was wanted. I do not remember whether Spahn advocated or opposed sending for sealed bags. I think, however, he was only making the point on the question. I understood at the time that Mr. Elah was making an argument in favor of sending for the bags, and that somebody in the house made a motion for, or was called for, the bags. Mr. Spahn followed soon after, but I do not remember what he said."

"You understood him to be answering Mr. Elah?" Judge Woods asked.

"I could not say whether he was supporting or arguing against Mr. Elah."

"Don't you know that he was resisting the motion to send for the sealed bags?" said Judge Claypool.

"I do not know, and I do not remember," Sullivan continued. "The character of the controversy was not only on the point that it gave Ayres a few more votes and Irwin a few less. Spahn spoke on this controversy, but I do not remember what side he took."

"If your memory had Mr. Sullivan," asked Mr. Claypool.

"No sir," replied Sullivan. "I have a great many things to look after, and I don't allow myself to remember anything but what I need to know. How did you instruct your lawyer when the controversy came up about the first five votes?" said Mr. Claypool.

"I do not know," returned the witness. "I conversed with him about it, but I can't say what I said to him. Then in answer to other questions Sullivan continued: 'Mr. Schmidt did not give me his papers on the 4th as he says. He did not consent to me as he alleged. I do not remember having seen him until when his papers were counted. I did not know Mr. Schmidt at the time. He then detailed very much as on direct examination his testimony the morning after the count was completed, and said: 'I heard Mr. Schmidt say that his papers were out of his hands, and that the Republican clerk had them.'"

"Mr. Sullivan, don't you know," Judge Claypool asked, "that Mr. Schmidt testified that his papers were never out of his hands after the election except when he gave them to me?"

"Don't you know that no such charge has ever been made in any of these trials?"

"I do not know it," Sullivan replied.

"Are you acquainted with Mr. Schmidt's character for truthfulness?"

"I never had any dealings with him and don't know anything about him," replied Sullivan.

"You say you have no knowledge, information or belief that Mr. Schmidt's papers were in a bad condition at that time?"

"I had no knowledge or impression about the condition of what I heard at the time," Sullivan said.

"Did you make any attempt to have alleged wrongs righted?"

"I did not, because I did not know there were any, and I had other business to look after. I never looked at any of the changed tally papers, never saw Schmidt's, Counselman's, Hisey's or any of them until they were brought into court."

"You never took occasion to look at those papers, though your office might have depended on them?"

"No, sir; I never did."

Judge Claypool then presented the letter which had been shown to Sullivan on the previous day, and asked him if he now recognized the hand-writing. Witness said he did, and that it was George W. Budd's. This referred to a case in which it is claimed that Mr. Sullivan induced a lady to have Geo. W. Budd appointed as guardian of her mother so that he (Sullivan) could retain possession of \$2,000, which was in the hands of the clerk at the time he was in the ward. Mr. Sullivan acknowledged that the letter discharging Mr. Meyer, the attorney who had filed a petition to have Mr. Budd appointed guardian, was written by Budd, and that Budd had afterward been appointed guardian.

After introducing some more character testimony, George W. Budd, one of the defendants, was called. He testified as he did in the former trials, and in reference to the Schmidt incident said: "I did not see Lorenz Schmidt until the trial before Van Buren. He never gave me his election return. He was not introduced to me, and never told him to say that his papers had not been out of his hands. I never in my life spoke to him, and I never had any knowledge of anyone trying to commit any fraud."

On cross-examination witness stated that when the examination was going on before Commissioner Van Buren, he (Budd) was brought in before Mr. Schmidt to be identified as the man he (Schmidt) had given his tally papers.

five minutes with Mr. Coy. Witness denied having taken a tally-sheet to Perkins and asked him to change or alter it in any way. On cross-examination he said he was not present at the trial last January with Coy and others because of an agreement between Mr. Sellers and Mr. Bynum, and that at a former trial there was no real case against him by reason of his agreement in the jury. The cross-examination related to a real estate transaction in which Mr. Beck was engaged, and which was brought out in the former trial.

In leading up to Bernhamer's testimony more recent evidence was read and that of Professor Hurry, the chemist, introduced, but nothing more was developed.

When Bernhamer arose to take the witness stand there were a good many comments passed on his appearance, all agreeing that quite a marked change had taken place since he left here. His testimony did not materially differ from that brought out at the last trial. He entered a general denial to all the points urged against the defense, and said there was no doubt in his mind that he was not the agent or president of the canvassing board; that he did not so state to Dr. Henry Ridpath while in New York just previous to the election; that he had no recollection of having been in the city at that time, and that his recollection of the board of canvassing and statutory law as he understood them, was not correct.

"Did you tell him that any evidence was not in his hands?" asked Judge Claypool in cross-examination.

"No, sir; I did not. He said to others, however, that he would find the Republican who had them," replied Bernhamer.

He did not know anything further about the changes in Schmidt's papers, and continuing said, "I had grave doubts that night whether the tally-sheets were in any way changed, but I have no doubt that they were not."

He denied, also, that he saw any evidence of an unusual nature in Hisey's papers, and that he had seen any evidence that he was not a tally-sheet, and I still have."

The witness was not questioned very closely by the prosecution, there being a disposition to allow the jury to take his story for what it wishes, or to believe that he was a good deal of feeling, striking the table with his hands and raising his voice in a way to give force to his evidence, if it were possible by the jury to believe that he was not a tally-sheet, and I still have."

When he was about to leave the stand he begged the attorneys in a low voice not to ask him the question if he had been convicted of the offense charged against him, as he was now serving a sentence for it, requesting them to make proof of that fact by the record in the court, and to spare him the indignity of having to answer in the affirmative.

When Mr. Bernhamer retired from the stand he shook hands with a number of friends in the court-room, and two or three times broke into a fit of laughing, in which he held until some time next week, having been granted that privilege by Judge Woods upon his earnest petition.

When Bernhamer was leaving the stand an officer ushered Sim Coy into the court-room. Sim was out in the middle of the room almost before any one knew it, bowing and smiling to his friends around in the crowd in a great way.

A good many of his Democratic friends resented to grab his hand, and if there is any doubt that the little boss is still king among the Marion county Democrats, it ought to have been dispelled by the grinning which he resorted to in the city until some time next week, having been granted that privilege by Judge Woods upon his earnest petition.

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told a very plausible story before the Mayor. He admitted that he sold the ticket, but claimed that he was induced to do so on account of his ignorance. He said he was not present at the trial last January with Coy and others because of an agreement between Mr. Sellers and Mr. Bynum, and that at a former trial there was no real case against him by reason of his agreement in the jury. The cross-examination related to a real estate transaction in which Mr. Beck was engaged, and which was brought out in the former trial.

The Trial of John Stull.

Eva Driscoll, the prosecuting witness against John Stull, charged with arson, returned from Chicago yesterday morning, and the trial began. The Driscoll woman, or Mrs. J. A. Winfield, as she is now known, was on the witness stand all forenoon, and told a story very damaging to the accused. Jarvis J. Hilton, who is jointly indicted with Stull, occupied the stand nearly all afternoon. He acknowledged that he was with Stull the night the house was burned, but said that Stull alone planned the burning of the building and set it on fire. The evidence in the case will probably be concluded to-day.

Notes from the Courts.

The will of Charles Goetz was probated yesterday. By its terms all the property is left to his wife during her lifetime, and at her death it is to be divided equally among his children.

The Wren damages suit against the city is progressing slowly before special Judge Pickens. Nearly all the former witnesses in the case are dead, and the trial is largely taken up in going over records.

The Court Record.

SUPREME COURT DECISIONS.

Hon. J. A. Mitchell, Chief-Justice.

13264. Wm. Jennison vs. Matilda Jennison.

Warwick C. C. Reversed. Niblack, J.—A wife who has her husband in the execution of a mortgage on his lands to secure his debt is not a surety in such a sense that upon a sale of the mortgaged property she is entitled to recover the amount that one-third of the property sold for (Sec. 1219, R. S.).

13272. Solomon F. Dillman vs. Wm. Barber, executor.

Miami C. C. Affirmed. Zollars, J.—Section 1322, R. S. et seq., as amended, in 1883, p. 132, Sec. 271 prescribes the method by which an interested party may have a final settlement of a decedent's estate set aside and that method must be pursued. If a party appears at the settlement he cannot have a relief under the statute. Having appeared by counsel at the final settlement he cannot afterward have the final settlement set aside on the ground of insanity in the settlement.

13223. Thomas E. Garvin vs. Jacob Damsman et al. Vanderburg C. C. Affirmed.

Mitchell, C. J.—The city of Evansville derives its existence as a municipality from a special charter. Section 58 of that charter provides for the improvement and repair of streets. The Council, in pursuance of that authority, enacted a general ordinance for the improvement of the streets. It is insisted by appellant that the assessment made against his property was invalid because neither the charter nor the ordinance make any provision for notice to property owners without due proof of law. As the proceeding to enforce the assessment could only be enforced by legal proceedings in a court having jurisdiction, such proceeding could only be taken in pursuance of notice and in a court in which ample opportunity would be afforded for questioning the validity of the proceedings for improving the street and the legality of the assessment, the constitutional provision would be deemed satisfied.

13235. Mark C. Moore et al. vs. State ex rel. Matthew G. Miller. Boone C. C. Affirmed.

When James W. Miller was a clerk in the office of the State Auditor, he was not a clerk and could not have been indicted in a former action there is no adjudication. The fourth statutory cause for a new trial is only proper in cases of error.

13175. Robert E. Hughes et al. vs. John Beget et al. Clark C. C. Reversed. Elliott, J.—If part of a highway ceases to be of public utility it may be vacated. 2. Witness: The city's opinion as to the utility of vacating a highway.

14354. John Downs et al. vs. Lewellen F. Criger. Montgomery C. C. Dismissed.

SUPERIOR COURT.

Room 100. Hon. J. P. Taylor, Judge.

David D. Brunk vs. Samuel Sawyer et al.; to recover money. On trial by jury.

Joshua Hueston vs. Chicago, St. Louis & Pittsburgh Railway Company; from Judkins, J. P. Appeal dismissed.

Wm. Wallace (receiver) vs. Melvina Holland et al.; foreclosure. Mortgage foreclosed and finding for plaintiff for \$240.00.

Room 200. Hon. J. P. Taylor, Judge.

Margaret Campbell vs. Rufus Campbell; divorce. Cause dismissed.

John W. Frend vs. Charles Gorench; foreclosure. Judgment for plaintiff for \$362.93.

Wm. H. Neff vs. Alice E. Neff; divorce. On trial by jury.

Wesley Hare et al. vs. Sarah Owens; note. Dismissed.

Room 200. Hon. Samuel O. Pickens, Judge pro tem.

Thomas Wren vs. City of Indianapolis; damages. On trial by jury.

Room 300. Hon. Lewis C. Walker, Judge.

Clara A. Johnson vs. Wm. L. Johnson; motion to modify divorce decree. Refused.

Mahida Mahood vs. Geo. P. Mahood; divorce. Granted on grounds of abandonment.

NEW SUIT FILED.

Penton Southern vs. America Southern; complaint for divorce. Allegation, abandonment.

CIRCUIT COURT.

Hon. Thomas L. Sullivan, Judge.

Samuel M. Bruce vs. George H. Carter; account. Dismissed at cost of plaintiff.

William H. Hisey vs. John H. Hisey; divorce. Decree granted plaintiff on proof of abandonment and failure to provide.

CRIMINAL COURT.

Hon. William Irvin, Judge.

State vs. John Stull; arson. On trial by jury.

Congregational Association.

The General Association of Congregational Ministers and Churches of Indiana will meet in the First Church, Michigan City, this evening. The opening sermon will be by Rev. M. Angelo Dougherty, pastor of the First Church of Terre Haute. The Michigan Association meets at St. Joseph the following week. These two bodies represent 340 congregational churches, with 25,000 members. The following congregational societies will be represented by their respective ministers: American Board of Foreign Missions of Boston; Home Missionary Society of New York; Congregational Union of New York; College and Educational Society of Chicago; Missionary Association of New York; Congregational Sunday-school and Publishing Society of Boston. These great benevolent institutions, under congregational patronage, deservingly stand in the front rank of the Indianapolis Congregational Churches, Plymouth and Mayflower, will be represented.

The Art Exhibit.

To-night the opening of the annual art exhibit will take place at 31 South Meridian street, an occasion which is looked forward to as socially and artistically attractive. This exhibit is more uniformly good than former ones. There are no copies. The prices